Scott. II-27—40,000—27-10-32.

Public (Miscellaneous) (1957) Department.

Miscellaneous SERIES.

P 15/C

G.O. No. - - -

Dated - - -

[Despatch Abstract.]

Separation of the Judiciary from the Executive
Election to the new Judicial cadre of officers from the
Revenue Dept. - Bellary dt. - Papers recorded.

GOVERNMENT OF MADRAS
Public (Separation) Department.
Memorandum, No. 44/47-3, dated the 30th September '47.

Separation of the Judiciary from the Executive.

All Collectors and District Magistrates are requested to ascertain and report how many of the

(1) non-gazetted officers of the Revenue Department of the grade of Deputy Tahsildar, Sub Magistrate and above including acting officers, who are attached to or working in their districts,

and (2) gazetted officers of the department who are working in the district in whatever capacity, are willing to join the new cadre of Criminal Judicial Officers which would be constituted if and when the scheme of separation of functions is given effect to.

In forwarding the names, District Magistrates are requested to offer their personal opinion on the ability, character and suitability of the officers who have expressed their willingness to join the new cadre. Information about the language tests they have passed may also be furnished. Copies of judgments in 25 cases written by each of the Officers who have intimated their willingness to enter the new cadre may be called for and forwarded to Government. These will be returned in due course. Care must be taken to see that in respect of non-gazetted officers of the Department, those who are on leave are not left out.

P.V. Balakrishna Iyer,
Additional Secy. to Government.

To
All Collectors and District Magistrates.

Forwarded/By Order

Sd. x x
Superintendent.

GOVERNMENT OF MADRAS
Public(Separation) Department
Memo.No.44/47-5,dated 1st November 1947.

Separation of Judiciary from Executive.
Ref: Memo.No.44/47-3,Public(Separation)dt. 30-9-47.

Enquiries have been received about the pay and prospects of officers of the Revenue Department who might elect to join the judicial cadres after the separation of the judiciary from the Executive is effected. In continuation of this Department Memo No.44/47-3, dated 30-9-47, all collectors are informed that:

(i) Persons who are selected to be Sub Magistrates will draw pay in their present time-scale, some of them, if found fit, may hope to be First Class Magistrates on Rs.300/- and some others, if found fit and qualified, may be promoted as Sub-Divisional Magistrates or District Munsifs, as the case may be;

(ii) Persons from the Revenue Department, who are selected to be Sub Divisional Magistrates will join in the present time scale of Rs.300/-50/2-700 with prospect of

~~of~~ some of them, if found fit and qualified, becoming District Magistrates;

(iii) District Magistrates will be paid in the scale of Rs.800-100/2-1200.

N.B 1., District Magistrates will have to be graduates in Law.

" 2. The scales proposed are tentative, and liable to ~~xx~~ revision.

P.V. Balakrishna Iyer,
Addl. Secy. to Government.

To
All Collectors and District Magistrates.
Copy to the Board of Revenue.

Forwarded/By Order

Sd. x x
Superintendent.

GOVERNMENT OF MADRAS
Public(Separation) Department
Memo.No.44/47-7, dated 7th November'47.

Sub: Separation of the Judiciary from the Executive - Whether option to join the new cadres of Criminal Judicial Officers exercised by the officers of the Revenue Department is final.

Ref: Letter No.A.7.12465/47, dated 31st October 1947 from the Collector of Kurnool.

The Collector of Kurnool is informed that any election to join the new cadres of Criminal Judicial Officers which the gazetted and non-gazetted officers in the Revenue Department may now make will not be final till the scales of pay proposed in this Department's Memo. No.44/47-5, dated 1st November 1947 are finally approved by the Government.

P.V. Balakrishna Iyer,
Addt.Secy. to Government.

To
The Collector of Kurnool.
Copy to all Collectors.
"" the Board of Revenue, Madras.

Forwarded/By Order

Sd. x x
Superintendent.

p.t.o.

Copy of letter No.No. 2030/47-E.1 dated 14-3-1948 from the District Magistrate, Bellary to the Assistant Secretary to Government, Public(Separation) Department,Madras.

--

Sub: Separation of the Judiciary from the Executive-Election to the new judicial cadre by officers of the Revenue Department - Bellary district-Report submitted.

Ref: Government's Memo No.44/47-3, dated 30-9-47 and No.197/47-2, dated 5-2-1948.

The following persons have submitted their consent statements, electing to join the new judicial cadre, together with copies of their twenty-five judgements:-

1. Sri K. Divakara Rao, Huzur HeadClerk, Collector's Office, Bellary.
2. " N. Veeraswamy Naidu, Addl. Ist Cl.Magistrate, Bellary.
3. " T. Sreenivasachar, Tahsildar(On leave) Alur.
4. " Y.A.Sreeram, Second Huzur Head Clerk, Collector's Office, Bellary.
5. " A.M. Kotraiah, Dy. Tahsildar, T.B. Project, Hospet.
6. S.A. Ahmed Sahib, Ex-Rev.Dvl.Officer,Hospet.
7. Sri P. Seetharamaiah, Tahsildar, Kudligi.
8. " K. Narayanappa, Head Quarters Dy.Tahsildar, Alur.
9. " Lt. T.K. Jayarama Ayyar, Dy.Tahsildar,Yemmiganur.
10. " B. Ramamoorthy, Stationery Sub Magistrate, Bellary.
11. " I.M. Kotraiah, Addl.Huzur HeadClerk, Collector's Office, Bellary.

The particulars, called for in respect of each person in the references, cited above, are furnished in the statements enclosed.

2. The following persons are also willing to join the new cadre:--

1. Sri K.V. Raghavarao, Rev.Dvl.Officer, Adoni.
2. " A. Surya Rao, Try. Dy. Collector, Bellary.
3. " N. Neelakantarao, H.Qrs.Dy.Tahsildar,Hadagali.
4. " D. Dhananjayarao, Spl.Dy. Tahsildar for Labour T.B. project, Hospet.
5. " M.R. Nagarajarao, H.Dy.Tahsildar, Harpanahalli.
6. " P.B. Venkateswarulu, Huzur Head Clerk,Special Officer's Office, T.B.Project,Bellary.
7. " D.B.Ramakristachar, H.Dy.Tahsildar,Hospet.
8. " S.A. Bhaskar, Stationery Sub Magistrate, Harpanahalli.
9. " S. Vasudevan, Dy.Tahsildar, T.B. Project,Hospet.
10. " N. Satyanarayana Moorty, S.S.M., Rayadrug.
11. " K. Ramalinga Reddi, S.S.M. , Kudligi.
12. " C.M. Basavana gowd; Spl.L.A., Dy.Tahsildar(F.R) Adoni.

These persons have not submitted copies of 25 udgements. Some of them have not yet tried twenty ive cases as they have been posted as Stationery Sub-Magistrates only recently. I shall submit a further list on receipt of copies of 25 Judgements from all these persons.

Sd. x x
Dt. Magistrate.

.t.o

Copy of para 2 to the officers concerned for immediate submission of copies of 25 judgements.

Copy of letter Ref.No.2030/47 E.1 dated 27-3-1948 from the District Magistrate, Bellary to the Assistant Secretary to the Government,Public (Separation) Department,Madras.

Sub: Separation of Judiciary from the Executive - choice by officers of the Revenue Department - further report - submitted.

Ref: Government's Memo No.44/47-3, dated 11-3-1948.

I have submitted a report in my R.c.No.2030/47 E.1 dated 14-3-48 with the Judgements of eleven persons. I have received subsequently judgments from two more persons viz. Sri M.R. Nagaraja Rao, Headquarters Deputy Tahsildar, Harpanahalli, and Sri Y. Bhimasena Rao, Tahsildar, Alur. I submit herewith the judgements received from them together with a separate report for each of them.

2. The following persons have not replied to any of the references on the subject issued from this office.

1. Sri K. Krishnamoorthy Mudaliar, Dist. Labour Officer, Bellary.
2. " B.J. Dorai Raj, S.R.T., Bellary.
3. " A. Adi Raj, H.Qrs. Dy. Tahr., Siruguppa.
4. " M. Ramachnadra Rao, Asst.Dev.Officer,Hospet.
5. L.Noor Ahmed, H.Qrs. Dy.Tahr. Kudligi.
6. Sri N. Sudarsana Rao, S.D.T. for recruitment of Labour, T.B.Project, Hospet.
7. " A.V. Ratnam,(Dy. Tahr. on leave)
8. " B.Bodarayachar,Spl.Dy.Tahr.T.B.Project,Adoni.
9. " N.Sreenivasamurthy do. Hospet.
10. " M. Rama Rao, Textile Control Officer,Bellary.
11. " C. Monayya, H.Qrs.Dy.Tahr. Adoni.
12. Rahimatullakhan, Sty.Sub Magistrate,Bellary.
13. Sri C.Krishnamurthy,Rao, Spl.Dy.Tahr. for wells, Bellary.

Sd.,x x
District Magistrate.

NOTE FILE.

p.t.o

NOTE-FILE.

Public(Separation) Department.

Sub: Separation of the Judiciary from the Executive - Election to the new cadre of magistracy by officers of the Revenue Department - Bellary District.

--

Ref: (1) Memo.No.44/47-3, Public (Separtion) dated 30-9-47.
2. " " -5, " 1-11-47.
3. " " -7, " 7-11-47.
4. " 223/47-1, " 13-12-47
5. " 197/47-2 " 5-2-48.
6. Letter from the District Magistrate,Bellary No.Rc.2030/47-E.1, dt. 10-2-1948.
7. Letter from the District Magistrate,Bellary No.Rc.2030/47-E.1 dated 14-3-1948.
8. Letter from the District Magistrate,Bellary No. Rc.2030/47-E.1, dated 27-3-1948.
9. Letter from the District Maigstrate,Bellary, No. Rc.2030/47-E.1 dated 30-3-1948.

In response to the requisition contained in the first of the references quoted above, the District Magistrate of Bellary in his letter of the 14th March 1948 forwarded a list of 11 officers who have elected to the new cadre together with 25 judgments of each of them and furnished another list containing 12 names of officers who have not submitted required quota of judgments. In his letter date 27-3-1948 the District Magistrate forwarded judgments from two more persons which were received subsequently by him bringing the number of officers who have submitted judgments to 13. Judgments of the remaining officers were not received.

The scrutiny of judgments so far sent by the Collector, Bellary, in respect of 13 officers were completed. It is however noticed that there are only 23 judgments attached to the docket sheet of Sri B. Ramamurthy (item No.6 in the abstract) as against 25 which are reported to have been sent by the Collector in his letter of the 30th March 1948 wherein he states that he has sent 13 more judgments in respect of the officer in addition to the 12 already sent, thus making the total of 25. It is also noticed that this communication received from the Collector on 5-4-1948 has not so far been submitted to A.S.

Ignored, in the face of other more serious irregularities for which action is being taken.
Sd. x x
2-7-48.

In so far as the officers whose judgments have not so far been sent by the Collector are concerned, the Collector has remarked in his letter dated 14th March '48 that some of them have not yet tried 25 cases as they have been recently posted as Stationary Sub-Magistrates and promised to submit a further list on receipt of 25 judgments from all these persons. It will be obvious that these officers have not had he opportunity to write 25 judgments so far. In the circumstances it is for orders whether the Collector may be reminded again or whether the names of these officers may be left out of consideration.

Separate note is regarding remaining officers submitted to the Secretary.

Await orders thereon.

Sd. x x
2-7-48.

(Issued as Memo.No.855-1 dt. 7-7-48).

p.t.o

Previous notes above may be perused. The Collector has not up till now forwarded the judgments of the officers whose names are noted in the margin* and who have expressed their willingness to join the new cadre of magistracy. The time limit prescribed in Govt.Memo.No.855/48-1dated 7-7-48 for the receipt of such judgments has expired and in the circumstances, the names of those officers may be left out of consideration. No further action in this file is necessary for the time being.

*1.K.V.Raghavarao
2. A.Surya Rao
3. N.Neelakantarao
4. D.Dhananjayarao
5. P.B.Venkateswarulu
6.D.B.Ramakristachar
7.S.A.Bhaskar
8.S. Vasudevan.
9.N.Satyanarayana Moorty.
10.K. Ramalinga Reddi.
11.C.M.Basavanagowd.

Sd. x x
25-8-48.

BELLARY DISTRICT.

Short Note on the Officers electing to join the Provincial Judicial Service.

Name of the officer.	Qualifications.	Service as Magistrate.	Remarks by the Collector.	Recommendation of the Secretary.	Orders of G.O.(Home).
FOR S.D.M'S POST.					
1.Sri N.Veeraswamy Naidu.(No.27) Age 47.	B.A., Kannada, Telugu.	3-9-2	Suitable Above average. Character good.		
2.Mr.S.A.Ahed Sahib (No.6)	B.A.		Unsuitable	Eliminated.	
3.Sri P. Seetharamiah (No.7)	B.A.	3-4-10 (As Tahr.)	Suitable	Keep him for A.F.C.M.	
4." Y. Bhimasena Rao (No.12)	B.A.	3-6-0 (As D.T.& Tahr.)	"	C+ For A.F.C.M.	
5." T.Srinivasachar (No.3)	B.A.	3-5-16 (As Dy.Tahr.)	"	S.D.M. Class 'C' (For A.F.C.M.)	
FOR S.C.M.					
6. Sri B.Ramamurthy (No.10)	B.A.,B.L.	1-5-0 (as D.T.)	Ver, suitable	B+ (?)	
7. " Y.A. Sreeram (No.4)	B.A. Parts I & II.	2-9-10 (As D.T)	Suitable	B	
8. "Lt.T.K.Jayarama Ayyar(No.9)	B.A.	1-5-14 (As D.T.)	"	C+	
9. " K. Divakara Rao (No.1)	B.A.	4-6-2 (As D.T)	"	C	
10." A.M.Kotraiah (No.5)	Inter	3-7-10 (As D.T)	Fairly "	C	
11." I.K.Kotraiah (No.11)	B.A.	1-4-26 (As D.T)	Suitable	C-	
12." K.Narayanappa (No.8)	S.S.L.C	1-5-14 (As D.T.)	Not quite "	Eliminate	
13." M.R. Nagaraja Rao No.13)	Inter	1-4-0 (As D.T)	Suitable		

Public (Separation) Department.

---

24 Officers from this district have opted to the new cadre of judicial officers to be constituted with the ushering in of the scheme of separation. Judgments of 13 officers have been received and 13 of them have been perused and scrutinised by the Secretary. The names of the officers are arranged in the order of merit in the abstract prepared together with individual notes on each of the officers.

In another file, the H.M.S. of the Cabinet Committee have minuted that no final decisions have been taken and that the Cabinet Committee may be wound up. In the circumstances, the judgments are no longer required and these may be returned to the Collector. A draft memo is submitted for approval.

After issue the papers will be recorded as miscellaneous, G.O. for future reference.

Sd. x x
29-12-48.

G.O.Miscellaneous No.3372, dated 30-12-48.

Subject: Separation of the Judiciary from the Executive - Election to the new Judicial Cadre of officers from the Revenue Department - Bellary district - Papers Recorded.

/True copy/

~~Office Assistant~~,
Madras Record Office.

PSR. 1-12-53.

The report on the individuals have not been fair copied.